

NAT'L SEC. ACT

which such person is advising or in which such department or agency is directly interested.

Congressional Oversight "

50 U.S.C.A. 413. [§501 of Nat. Sec. Act]

(a) To the extent consistent with all applicable authorities and duties, including those conferred by the Constitution upon the executive and legislative branches of the Government, and to the extent consistent with due regard for the protection from unauthorized disclosure of classified information and information relating to intelligence sources and methods, the Director of Central Intelligence and the heads of all departments, agencies, and other entities of the United States involved in intelligence activities shall—

(1) keep the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives (hereinafter in this section referred to as the "intelligence committees") fully and currently informed of all intelligence activities which are the responsibility of, are engaged in by, or are carried out for or on behalf of, any department, agency, or entity of the United States, including any significant anticipated intelligence activity, except that (A) the foregoing provision shall not require approval of the intelligence committees as a condition precedent to the initiation of any such anticipated intelligence activity, and (B) if the President determines it is essential to limit prior notice to meet extraordinary circumstances affecting vital interests of the United States, such notice shall be limited to the chairman and ranking minority members of the intelligence committees, the Speaker and minority leader of the House of Representatives, and the majority and minority leaders of the Senate;

(2) furnish any information or material concerning intelligence activities which is in the possession, custody, or control of any department, agency, or entity of the United States and which is requested by either of the intelligence committees in order to carry out its authorized responsibilities; and

(3) report in a timely fashion to the intelligence committees any illegal intelligence activity or significant intelligence failure and any corrective action that has been taken or is planned to be taken in connection with such illegal activity or failure.

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(b) The President shall fully inform the intelligence committees in a timely fashion of intelligence operations in foreign countries, other than activities intended solely for obtaining necessary intelligence, for which prior notice was not given under subsection (a) and shall provide a statement of the reasons for not giving prior notice.

(c) The President and the intelligence committees shall each establish such procedures as may be necessary to carry out the provisions of subsections (a) and (b).

(d) The House of Representatives and the Senate, in consultation with the Director of Central Intelligence, shall each establish, by rule or resolution of such House, procedures to protect from unauthorized disclosure all classified information and all information relating to intelligence sources and methods furnished to the intelligence committees or to Members of the Congress under this section. In accordance with such procedures, each of the intelligence committees shall promptly call to the attention of its respective House, or to any appropriate committee or committees of its respective House, any matter relating to intelligence activities requiring the attention of such House or such committee or committees.

(e) Nothing in this Act shall be construed as authority to withhold information from the intelligence committees on the grounds that providing the information to the intelligence committees would constitute the unauthorized disclosure of classified information or information relating to intelligence sources and methods.³³

Footnotes to Part II—N

¹Legislative history materials:
Sen. Rep. No. 80-239 (1967-68)
H.R. Rep. No. 80-961 (1967-68)
H.R. Rep. No. 80-1051 (1967-68)

²The National Security Council, property, personnel, and unexpended funds (available or to be received) of the Executive Office of the President, 1067, 5 U.S.C., App. B.

³Historically, the Director of Central Intelligence has presided over the meetings and serves as the Chairman of the Intelligence Committee.

⁴The Council, as constituted by the President, the Vice President, and the Secretary of Defense, is authorized to recommend to the President the issuance of Executive Orders and the establishment of agencies, departments, and commissions.

⁵The Intelligence Committee is a body established by the President, composed of members of the Intelligence Community, and is authorized to recommend to the President the issuance of Executive Orders and the establishment of agencies, departments, and commissions.

⁶The Intelligence Committee is a body established by the President, composed of members of the Intelligence Community, and is authorized to recommend to the President the issuance of Executive Orders and the establishment of agencies, departments, and commissions.